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P.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Tetsuya Mizuguchi ATTY DOCKET NO. 09792909-4796
SERIAL NO. 09/822,934 GROUP ART UNIT: 2652
FILING DATE: March 30, 2001 EXAMINER: D. Davis
INVENTION: "MAGNETORESISTANCE-EFFECT ELEMENT, MAGNETORESISTANCE-EFFECT MAGNETIC HEAD, AND METHOD OF MANUFACTURING A MAGNETORESISTANCE-EFFECT ELEMENT"

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

RECEIVED

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FEB 05 2004

Technology Center 2600

S I R:

This amendment is being filed in response to the Office communication dated January 7, 2004. Please reconsider the application in view of the amendment and remarks presented below.

ELECTION OF CLAIMS


In the Office Action of January 7, 2004, the examiner requested an election of claims pursuant to a restriction requirement under 35 U.S.C. §121 between Group I claims 1-18 drawn to a magnetoresistance element and Group II claims 19-28 drawn to a method of making a magnetoresistance element.

In response, applicant hereby elects examination of Group I claims 1-18.

ELECTION OF SPECIES

In addition, applicant hereby elects examination of Species I, Figures 1 and 4.

Respectfully submitted,


David R. Metzger, Reg. 32,919
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Chicago, Illinois 60606-1080
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Attorneys for Applicants

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312/876-8000

2652



IN RE APPLICATION OF: Tetsuya Mizuguchi

SERIAL NO.: 09/822,934

FILED: March 30, 2001

FOR: "MAGNETORESISTANCE-EFFECT ELEMENT, MAGNETORESISTANCE-EFFECT MAGNETIC HEAD, AND METHOD OF MANUFACTURING A MAGNETORESISTANCE-EFFECT ELEMENT"

ATTORNEY DOCKET NO. 09792909-4796

GROUP ART UNIT: 2652 ✓

EXAMINER: D. Davis

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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SIR:

Transmitted herewith is an amendment in the above-identified application.

☒ No additional claim fee is required.

The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEE
TOTAL CLAIMS		MINUS	-20		() X 9.00 () X 18.00	
INDEP. CLAIMS		MINUS	3		() X 42.00 () X 84.00	
Application amended to contain any multiple dependent claims not previously paid for.				() YES () NO	() \$140.00 () \$280.00 ONE TIME	
				TOTAL ADDITIONAL FEE FOR THIS AMENDMENT		

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20 write "20" in this space.

- ☐ Applicant petitions the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated _____ for _____ month(s) so that the period for response is extended to _____. The Commissioner is authorized to charge the fee of \$_____ for the extension to American Express Account No. 378571697401002. PTO Form 2038 is attached for that purpose.
- ☐ The Commissioner is authorized and requested to charge the amount of \$_____ to cover the additional claim fee to American Express Account No. 378571697401002. PTO Form 2038 is attached for that purpose.
- ☐ A check for \$_____ accompanying attached Terminal Disclaimer under 37 C.F.R. §1.321.
- ☐ A check for \$_____ for Amendment Under 37 C.F.R. 1.312(b) is attached.
- ☒ The Commissioner is hereby authorized to charge the extension fee and any additional fees which may be required, or to credit any overpayment to account No. 19-3140. A duplicate of this sheet is enclosed.
- When phoning re this application, please call 312/876-8000 - Ext. 12578.

SONNENSCHN NATH & ROSENTHAL LLP

BY David R. Metzger (Reg. No. 32,919)
David R. Metzger

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 28, 2004.

K. Tschawinski
SIGNATURE
January 28, 2004